

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Sep 06, 2022

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

CHRISTOPHER B.,

Plaintiff,

vs.

KILOLO KIJAKAZI, Acting
Commissioner of Social Security,

Defendant.

No. 1:22-CV-3038-JAG

ORDER GRANTING
STIPULATED REMAND

Before the court is the parties' Stipulated Motion to Remand. ECF No. 15.
After considering the file and proposed order, it is hereby **ORDERED**:

1. The parties Stipulated Motion to Remand, **ECF No. 15**, is
GRANTED.

2. Based on the stipulation of the parties, the above-captioned case is
REVERSED and **REMANDED** for further administrative proceedings pursuant
to sentence four of 42 U.S.C. § 405(g). Upon remand, the Appeals Council shall
instruct the administrative law judge to:

- a) Reevaluate the medical opinion evidence under 20 C.F.R.
§ 416.920c;

- b) Reevaluate Plaintiff's statements about his symptoms under 20 C.F.R. § 416.929 and Social Security Ruling 16-3p;
- c) Reassess Plaintiff's residual functional capacity;
- d) Take any action necessary to complete the administrative record;
- e) Offer the claimant an opportunity for a hearing; and
- f) Issue a new decision.

3. All other pending motions are **DENIED AS MOOT**.

4. Judgment shall be entered for **Plaintiff**.

5. Upon proper consideration, the Court will consider Plaintiff's application for reasonable attorney's fees and costs pursuant to the Equal Access to Justice Act, 28 U.S.C. § 2412(d).

The District Court Executive is directed to enter this Order, enter judgment in favor of the Plaintiff, provide copies of the Order and Judgment to counsel, and **CLOSE THIS FILE**.

DATED September 6, 2022.



A handwritten signature in blue ink, reading "James A. Goetze", is written over a horizontal line.

JAMES A. GOETKE
UNITED STATES MAGISTRATE JUDGE